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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ANDREW WASHINGTON, JR., A
MINOR, INDIVIDUALLY IN HIS
PERSONAL CAPACITY AND AS
SUCCESSOR IN INTEREST OF
DECEDENT ANDREW WASHINGTON,
SR., BY AND THROUGH HIS
GUARDIAN AD LITEM, ALEJANDRA
RAYA,

Plaintiff,

vs.

Case No. 05-CV-00881 JAM-DAD

**STIPULATION AND
ORDER TO MODIFY SCHEDULED
DATES IN CONSOLIDATED
CASES**

TASER INTERNATIONAL, INC.; CITY
OF VALLEJO; et al., ,

Defendants.

LORI BAUER, INDIVIDUALLY, AND
AS PERSONAL REPRESENTATIVE OF
THE ESTATE OF ANDREW
WASHINGTON,

Plaintiff,

vs.

CITY OF VALLEJO, A MUNICIPAL
CORPORATION, et al.,

Defendants.

Case No. 06-CV-00549 JAM-DAD

IT IS HEREBY STIPULATED AND AGREED, by and between the parties to this action,
through their respective counsel of record, as follows:

WHEREAS these two cases are now consolidated for all purposes in front of Your Honor
via Stipulation and Order, e-filed April 2, 2013 (Document 89).

WHEREAS lead counsel for all parties recently met and conferred to discuss the schedule
currently in effect in this matter, a schedule issued in the Washington case, filed as the STATUS
(Pre-trial Scheduling) ORDER, e-filed October 12, 2012 (Document 74).

WHEREAS the parties have agreed to modify the currently set schedule, including the
trial date, with approval from the Court, based upon good cause due to the fact that there is now a
new Plaintiff involved in this Washington case (Ms. Bauer), the Vallejo Defendants did not have
the opportunity to conduct any substantive discovery in the Washington matter due to the prior
stay (from the Bankruptcy) and the fact that they were brought into the Washington case late in
the litigation; the topography of this case has changed now that original Defendant in the
Washington case, Taser International, Inc., has now been dismissed with prejudice; in addition,
the law regarding the use of tasers has changed significantly since this incident in 2004. Based
upon these and other issues, the parties seek to modify the currently scheduled dates in this case
as follows:

Description	Current Deadline	Proposed New Deadline
Initial/Suppl. Disclosures	No outstanding deadline	July 12, 2013
Expert Witness Disclosure	May 3, 2013	December 2, 2013
Supplemental/Rebuttal Disclosure	June 7, 2013	January 6, 2014
Joint Mid-Litigation Statement Due (14 days prior to disc. close)	July 5, 2013	March 14, 2014
All Discovery Closes	July 19, 2013	March 28, 2014
Deadline to file MSJ	August 28, 2013	April 23, 2014
Hearing on MSJ	September 25, 2013	May 28, 2014
Final Pretrial Conference	November 8, 2013	July 18, 2014
Trial	February 3, 2014	August 11, 2014

WHEREAS the parties are in the process of attempting to schedule a mediation in these consolidated cases to occur in late June of 2013.

WHEREAS the parties agree that good cause is present to modify the currently set deadlines per the above table.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD

DATED: May _1____, 2013

CASPER, MEADOWS, SCHWARTZ & COOK

By: /s/ Schwartz, Andrew
 ANDREW C. SCHWARTZ
 JOHN C. BURTON
 MARK E. MERIN
 Attorneys for Plaintiff
 ANDREW WASHINGTON, JR.

Dated: May _1____, 2013

LAW OFFICES OF JOHN L. BURRIS

By: /s/ Nisenbaum, Benjamin
 John L. Burris, Esq.
 Benjamin Nisenbaum, Esq.
 Attorneys for Plaintiff Lori Bauer

Dated: May _1____, 2013

MCNAMARA, NEY, BEATTY, SLATTERY,
 BORGES & AMBACHER LLP

By: /s/ Blechman, Noah
 James V. Fitzgerald, III
 Noah G. Blechman
 Petra Bruggisser
 Attorneys for Defendants (both cases)

ORDER (as modified by the Court)

Good cause having been shown by the parties, the Court hereby orders that the currently set deadlines issued in the Washington case are hereby modified as follows in these consolidated cases:

<u>Description</u>	<u>Current Deadline</u>	<u>New Deadline</u>
Initial/Suppl. Disclosures	No outstanding deadline	July 12, 2013
Expert Witness Disclosure	May 3, 2013	December 2, 2013
Supplemental/Rebuttal Disclosure	June 7, 2013	January 6, 2014
Joint Mid-Litigation Statement Due (14 days prior to disc. close)	July 5, 2013	March 14, 2014
All Discovery Closes	July 19, 2013	March 28, 2014
Deadline to file MSJ	August 28, 2013	May 7, 2014
Hearing on MSJ	September 25, 2013	June 4, 2014 at 9:30 a.m.
Final Pretrial Conference	November 8, 2013	July 18, 2014 at 11:00 a.m.
Trial	February 3, 2014	Sept. 8, 2014 at 9:00 a.m.

All deadlines and other requirements indicated in the STATUS (Pre-trial Scheduling) ORDER, e-filed October 12, 2012 (Document 74), remain in effect, based upon these newly issued dates and deadlines.

IT IS SO ORDERED.

Dated: May 1, 2013

/s/ John A. Mendez
Honorable John A. Mendez
United States District Court Judge